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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages 9]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets 5 ]
5. Oath or Declaration [ Total Pages 3 ]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

## ADDRESS TO:

 Assistant Commissioner for Patents  
 Box Patent Application  
 Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  
(when there is an assignee)  Power of Attorney
11.  English Translation Document (if applicable)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15.  Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17.  Other: Request for Use of Customer Number .....  
Certificate of Express Mail .....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation  Divisional  Continuation-in-part (CIP)

of prior application No.: /

Prior application information:

Examiner: \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	(Insert Customer No. or Attach bar code label here)		or	<input checked="" type="checkbox"/> Correspondence address below
Name	Donald M. Cislo, Esq.			
	Cislo & Thomas LLP			
Address	233 Wilshire Boulevard, Suite 900			
City	Santa Monica	State	CA	Zip Code
Country	USA	Telephone	(310) 451-0647	Fax
Name (Print/Type)		Registration No. (Attorney/Agent)		22,060
Signature		Date		8/21/03

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



15076  
01/12/03  
S. PTO

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

375.00

## Complete if Known

Application Number	Filed Herewith
Filing Date	Filed Herewith
First Named Inventor	WEISER, Margaret
Examiner Name	Not yet assigned
Art Unit	Not yet assigned
Attorney Docket No.	03-12229

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

03-2030

Deposit Account Name  
Cislo & Thomas LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375			Utility filing fee	375.00
1002 330	2002 165			Design filing fee	
1003 520	2003 260			Plant filing fee	
1004 750	2004 375			Reissue filing fee	
1005 160	2005 80			Provisional filing fee	
SUBTOTAL (1) (\$)					375.00

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims	10	-20** = 0	x 9.00 =	0.00
Independent Claims	2	- 3** = 0	x 42.00 =	0.00
Multiple Dependent				

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		0.00

\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

0.00

(Complete if applicable)

## SUBMITTED BY

Name (Print/Type)	Donald M. Cislo, Esq.	Registration No. (Attorney/Agent)	22,060	Telephone (310) 451-0647
Signature	[Signature]			

Date 8/21/03

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PATENT  
03-12229

\*25189\*

25189  
PATENT TRADEMARK OFFICE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re the application of:  
**WEISER, Margaret**

Serial Number: Filed Herewith

Filed: Filed Herewith

For: **NOVELTY WITH INCORPORATED FAN**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
M/S: DESIGN Application

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

Express Mailing Label No. EV 313990205 US  
Deposited: 8-21-, 2003

Dear Sir or Madam:

Enclosed herewith are the following:

1. Patent Application Transmittal Letter (1 page) and Fee Transmittal noting small entity status (1 page);
2. Check in the amount of \$375.00 for filing fees and assignment recordation fee;
3. Patent Application (9 specification pages including two (2) claim, and 5 drawing pages, for a total of 14 pages);
4. Declaration and Power of Attorney for Patent Application (3 pages);

5. Patent Assignment (2 pages) with Recordation Cover Sheet (1 page);
6. Certificate Under 37 CFR 3.73(b) (1 page) with copy of Patent Assignment (2 pages);
7. Request for Use of Customer Number (1 page);
8. Information Disclosure Statement and Information Disclosure Citation with cited references; and
9. Acknowledgement Postcard.

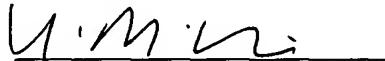
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R., Section 1.10, on the date indicated above and is addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
M/S: DESIGN PATENT APPLICATION

Respectfully submitted,

CISLO & THOMAS LLP

Date: 8-21-, 2003

  
Donald M. Cislo  
Reg. No. 22,060

CISLO & THOMAS LLP  
233 Wilshire Boulevard, Suite 900  
Santa Monica, California 90401-1211  
Tel: (310) 451-0647  
Fax: (310) 394-4477  
www.cislo.com

DMC:md  
Enclosures

As listed above

Z:\TMDOCS\03-12229\12229 EXPRESS MAIL CERT.DOC

## STATEMENT UNDER 37 CFR 3.73(b)

Applicant: WEISER, Margaret

Docket No.: 03-12229

Application No.: Filed Herewith

Filing Date: Filed Herewith

For: **NOVELTY WITH INCORPORATED FAN**

EXHART ENVIRONMENTAL SYSTEMS, INC., a California corporation, states that it is the assignee of the entire right, title, and interest in the patent application identified above by virtue of either:

A.  An assignment from the inventor of the patent application identified above, for which a copy thereof is attached herein.

**OR**

B.  A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: To:

The document was recorded in the Patent and Trademark Office at Reel \_\_\_, Frame \_\_\_\_, or for which a copy thereof is attached.

2. From: To:

The document was recorded in the Patent and Trademark Office at Reel \_\_\_, Frame \_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the parent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied here below) is empowered to sign this statement on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

8-21-07  
Date

D. M. C.  
Donald M. Cislo, Esq.  
Attorney and Representative for  
EXHART ENVIRONMENTAL SYSTEMS, INC.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of:  
**WEISER, Margaret**

Serial Number: Filed Herewith      Examiner: Not Yet Assigned

Filed: Filed Herewith      Art Unit: Not Yet Assigned

For: **NOVELTY WITH INCORPORATED FAN**

M/S: DESIGN PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR USE OF CUSTOMER NUMBER**

Dear Sir or Madam:

Applicant's representative has the following customer number lodged with the Patent Office:

**\*25189\***  
**25,189**  
PATENT TRADEMARK OFFICE

The Office is respectfully requested to use this customer number (the bar code for which is above) for correspondence purposes as well as for online access via the PAIR system with respect to the present application.

Respectfully submitted,

CISLO & THOMAS LLP

Date: 8-21-, 2003

D. M. C.  
Donald M. Cislo  
Reg. No. 22,060